

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MAY 17 2022

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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

TYSON J. HORNER,

Defendant.

2:22-CR-60-TOR

INDICTMENT

Vio: 21 U.S.C. § 841(a)(1),
(b)(1)(A)(vi)
Possession with Intent to
Distribute 400 Grams of
Fentanyl

21 U.S.C. § 853
Forfeiture Allegation

The Grand Jury charges:

On or about March 10, 2022, in the Eastern District of Washington, the Defendant, TYSON J. HORNER, knowingly and intentionally possessed with the intent to distribute 400 grams of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (a/k/a Fentanyl), a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(A)(vi).

NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

The allegations contained in this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture.

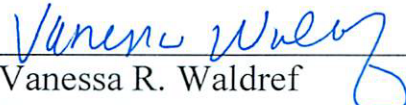
1 Pursuant to 21 U.S.C. § 853, upon conviction of an offense in violation of 21
2 U.S.C. § 841, as set forth in this Indictment, the Defendant, TYSON J. HORNER,
3 shall forfeit to the United States of America, any property constituting, or derived
4 from, any proceeds obtained, directly or indirectly, as the result of such offense
5 and any property used or intended to be used, in any manner or part, to commit or
6 to facilitate the commission of the offense.


7 If any of the property described above, as a result of any act or omission of
8 the Defendant:

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- 10 a. cannot be located upon the exercise of due diligence;
 - 11 b. has been transferred or sold to, or deposited with, a third party;
 - 12 c. has been placed beyond the jurisdiction of the court;
 - 13 d. has been substantially diminished in value; or
 - 14 e. has been commingled with other property which cannot be divided
15 without difficulty,

16 the United States of America shall be entitled to forfeiture of substitute property
17 pursuant to 21 U.S.C. § 853(p) and 28 U.S.C. § 2461(c).

18 DATED this 17th day of May 2022.

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24 Vanessa R. Waldref
25 United States Attorney

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28 Patrick J. Cashman
Assistant United States Attorney